

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO. 15691 OF 2023
IN
FIRST APPEAL NO. 1180 OF 2015**

The Commissioner,
Nashik Municipal Corporation, Nashik ... Applicant

IN THE MATTER BETWEEN

The Commissioner,
Nashik Municipal Corporation, Nashik ... Appellant
versus

Shri. Kashinath Mahadu Jadhav
Since deceased through heir & legal representative
1 (A) Mr. Mahindra Kashinath Jadhav & Ors. ... Respondents.

**WITH
INTERIM APPLICATION NO. 15696 OF 2023
IN
FIRST APPEAL NO. 769 OF 2017
WITH
CIVIL APPLICATION NO. 699 OF 2016
IN
FIRST APPEAL NO. 769 OF 2017**

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None appears for the Applicant.
Ms. Bhavana Khemani i/b. Mr. Ahuja for Respondent No.1 (A).
Mr. A.R.Patil, Addl. GP for Respondent No.3-State.

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**CORAM : NITIN JAMDAR AND
MANJUSHA DESHPANDE, JJ.**

DATE : 29 SEPTEMBER 2023

P.C. :

The learned Counsel appears on behalf of the proposed
Respondent No. 1 (A)- Mahindra Jadhav and states that Vakalatnama

will be filed within a period of one week from today.

2. Interim Application No. 15691 of 2023 is taken out for bringing on record the legal heirs of Respondent No.1. As regards the delay in filing the Interim Application is concerned, no reply affidavit is filed.

3. Perused the Interim Application.

4. Interim Application is allowed in terms of prayer clauses (a) and (b). Amendment to be carried out within a period of two weeks from today.

5. As regards Interim Application No. 15696 of 2023 is concerned, reply affidavit is filed on behalf of the Municipal Corporation. The learned Counsel for the Municipal Corporation is not present.

6. Stand over to **27 October 2023**.

(MANJUSHA DESHPANDE, J.) (NITIN JAMDAR, J.)